MUETING RAASCH GEBHARDT RECEIVED

PATENT Docket No. 58359US003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s):	BURGIO et al.)	Group Art Unit:	1612				
Serial No.: Confirmation	10/626,142 No.:9324)	Examiner:	Darryl C. Sutton				
Filed:	24 July 2003)						
For:	DENTAL WHITENING CO) MPOS1	TIONS AND METHO	DS				
FACSIMILE TRANSMISSION TO THE PTO								
Commissioner for Patents Mail Stop AF P.O. Box 1450 Alexandria, VA 22313-1450			FAX NUMBER: _(571) 273-8300 Total Pages (including cover page): _2 Time: 3:03 pm. (Central Time) (Transmission must be complete by midnight eastern time.)					
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Sep 6	mber 8,2008	By: Loren Reg. N	ng, Raasch & Gebhardt ner Number: 26813 D. Albin Io. 37,763 Dial (612)305-1225	., P.A.				
CERTIFICATE UNDER 37 C.F.R. §1.8: The undersigned hereby certifies that this Facsimile Cover Sheet and the paper(s), as described hereinabove, are being transmitted by facsimile in accordance with 37 CFR §1.6(d) to the Patent and Trademark Office addressed to the Commissioner for Patents, Mail Stop AF, P.O. Box 1450, Alexandria, VA 22313-1450, on this 8th day of September, 2008, at								
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SEP - 8 **2008**

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DENTAL WHITENING COMPOSITIONS AND METHODS

NOTICE OF APPEAL TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Mail Stop AF Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 Sir:

Applicants hereby appeal to the Board of Appeals from the Final Office Action dated 6 June 2008 and the Advisory Action dated 2 September 2008, of the Primary Examiner rejecting claims 1-3, 5-17, 19-25, 27-32, 34-43, and 45-80 of the above-identified application under 37 C.F.R. §§1.113 and 1.191. Please charge Deposit Account No. 13-4895 in the amount of \$510.00 to cover the Notice of Appeal fee.

Please charge any additional fees or credit any over-payment to PTO Deposit Account No. 13-4895.

CERTIFICATE UNDER 37 C.F.R. 1.8:

The undersigned hereby certifies that this paper is being transmitted by facsimile in accordance with 37 CFR §1.6(d) to the Patent and Trademark Office, addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 8th day of September, 2008, at <u> ろ:0名 0m</u> (Central Time).

ender 8,2007

Respectfully submitted

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PAGE 2/2 * RCVD AT 9/8/2008 4:03:42 PM [Eastern Daylight Time] * SVR:USPTO-EFXRF-6/2 * DNIS:2738300 * CSID:6123051228 * DURATION (mm-ss